



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Levergood et al.

Appl. No.: 09/005,479

Conf. No.: 2543

Filed: January 12, 1998

Title: INTERNET SERVER ACCESS CONTROL AND MONITORING SYSTEMS

Art Unit: 2155

Examiner: Patrice L. Winder

Docket No.: 115274-021

RECEIVED

OCT 08 2004

Technology Center 2100

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

SUPPLEMENTARY RESPONSE

Sir:

The present remarks are in response to the Advisory Action dated September 27, 2004. Applicant has submitted in this paper a declaration by George Winfield Treese that swears behind the Kahan reference.

Applicants respectfully submit that the computer code submitted with the parent application is sufficient evidence of reduction to practice to support the §1.131 affidavit submitted on January 8, 2004.

If there are any remaining issues the Examiner is encouraged to call Applicants' attorney, Peter Zura at (312) 807-4208 in order to facilitate a speedy disposition of the present case. If any additional fees are required in connection with this response they may be charged to deposit account no. 02-1818.

Respectfully submitted,

BELL BOYD & LLOYD LLC

BY _____

Peter Zura

Reg. No. 48,196

P.O. Box 1135

Chicago, Illinois 60690-1135

Phone: (312) 807-4208

Dated: September 30, 2004

Sep 30 2004 05:40p

Win Treece

508-358-0746

p. 2

OCT 05 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE **RECEIVED**

Applicant(s): Levergood et al.

OCT 08 2004

Appl. No.: 09/005,479

Technology Center 2100

Conf. No.: 2543

Filed: January 12, 1998

Title: INTERNET SERVER ACCESS CONTROL AND MONITORING SYSTEMS

Art Unit: 2155

Examiner: Patrice L. Winder

Docket No.: 113948-023

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

DECLARATION OF GEORGE WINFIELD TREESE UNDER 37 C.F.R. §1.131

Sir:

I, George Winfield Treece, hereby state:

1. I am one of the named inventors of the subject matter claimed in the above-identified patent application and am generally familiar with the subject matter claimed in the above-identified patent application and am generally familiar with the inventions disclosed therein.

2. Between May 1994 and December 2000 I was employed by OpenMarket, Inc. as Director of Security, Corporate Systems Architect, and Vice President of Technology.

3. Prior to April 1995, I contributed to the conception of at least one embodiment of the invention described in the above-identified application.

4. At least one embodiment to which I contributed to the conception of was diligently reduced to practice prior to April 1995 as evidenced by a web-site developed by OpenMarket, Inc. for Time-Warner, Inc. which included the at least one embodiment of the invention to which I contributed to the conception of. The web-site was in operation prior to April 1995.

5. The present application is also a continuation of U.S. patent application, serial number 08/474,096 which subsequently issued as U.S. patent number 5,708,780 (the '780 patent). The entire teaching of the parent specification was incorporated by reference into the continuation application. The specification of the '780 patent includes computer code embodying the invention. The page spanning columns 35 and 36 of the '780 patent discloses that the code

used in the text of the patent was created Wednesday, March 1, 1995. For example, the computer code found on the pages spanning columns 43-44 and 45-46 includes the PROCESSREQUIRES function. The PROCESSREQUIRES function generates a session ID (SID) and inserts it into a URL. The page that includes columns 45-46 includes function calls to create SID() and compose SID () when there is no SID already attached to a session request. Later, on the page that spans columns 53-54 the TICKET_INSERTLOCALSID function performs the step of appending the stored session identifier to each subsequent distinct request from the client to the server.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true and further, I acknowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under §10901 of Title 18 of the United States Code and may jeopardize the validity of the application or any patent issuing thereon.

SignatureDate Signed9/30/2004

Name: George Winfield Treese

Address: 11 Erwin Rd
Wayland, MA 01778